GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Disciplinary proceedings against Sri K. Rama Krishna Sarma, the then Tahsildar, Kollipara (retired) and Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal under rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 - Article of Charges Issued – WSD Submitted – Inquiry Officer appointed – report submitted – disagreement factors communicated – explanation submitted – to impose a penalty of "withholding of two (2) annual grade increments with cumulative effect" on Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal – Orders – Issued.

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REVENUE (VIGILANCE-III) DEPARTMENT

G.O.Rt.No.886 Dated:26.09.2023

Read the following:

1. Vigilance Report.No.30 (C.No.306/V&E/NRI/2013, Dt:28.02.2014 of G.A (V&E) Department.
2. G.O.Ms.No.306, Rev (Vig.III) Dept., dt.05.09.2014.
3. Charge Memo vide Proceedings Rc No.A3/456/2014 dated:22.08.2014 of the Assistant Director, District Survey & Land Records, Guntur.
4. Written statement of defence dt:06.09.2014 of Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal.
5. G.O.Rt.No.617, Revenue (Vig.III) Dept, Dt:04.06.2016.
6. From the Inquiry Authority & District Revenue Officer, Guntur District, Spl.Rc.No.1/DC/INQ/2021-DRO-GNT, Dt:01.04.2022.
7. Memo.No.9859/Vig.III(2)/2014, Revenue (Vig.III) Dept, Dt:18.08.2022.
8. Explanation dt:11.11.2022 of Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal.
9. Govt.Letter.No.9859/Vig.III(2)/2014, Revenue (Vig.III) Dept, Dated:16.06.2023.
10. From the Secretary, APPSC, Lr.No.GAD03-APPS0DCC/68/2023-DC.SECAPPSC (Comp.No.2143362), Dt:09.08.2023

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ORDER :

Whereas, based on the recommendations of the Director General, General Administration (Vigilance & Enforcement) Department in the reference 1st read above, Common disciplinary proceedings have been instituted in the reference 2nd read above against Sri K. Rama Krishna Sarma, the then Tahsildar, Kollipara (retired) and Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal. Accordingly, in the reference 3rd read above, the following article of Charges have been instituted against Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal. The Charged Officer has submitted written statement of defence denying the charges.

Article of Charge:

That, the said Sri Y. Hari Krishna, formerly Mandal Surveyor, Kollipara and presently working as Mandal Surveyor, Repalle, has submitted a report to the Tahsildar, Kollipara Mandal on 27.05.2012 and he has reported that he has inspected the area in Sy.No.193 & 197 of Bommuvanipalem Village along with Tahsildar, MRI, VRO for verification of the application filed by Sri Bommu Sambi Reddy for de-casting of sand from his patta lands. He has verified the land shown by the applicant with respect to FMB records and found that they are having land over an extent of 6.27 Acs in Sy.No.193 and 2.99 Acs in Sy.No.197 of Bommuvanipalem precisely with respect to FMBs. Original Survey Stones and shown the applicant lands other than those belonging to him. Due to the inaction of the Mandal Surveyor, the patta land owner concluded illegal quarrying other than his patta lands and excavated 32,089 cu.m of sand from the Government Donka. This shows the negligence of discharging his legitimate duties. Thus he violated Rule 3 of APCS (Conduct) Rules, 1964.

(P.T.O)

2. And whereas, as the explanation of the Charged Officer is not convincing, in the reference 5th read above, Government have appointed the District Revenue Officer, Guntur as Inquiry officer to inquiry into the charges framed against the Charged Officers in this case and Revenue Divisional Officer, Tenali was appointed as presenting officer. In the reference 6th read above, the Inquiry officer has submitted the enquiry report staging that the charges are not held proved against the both the Charged Officers.

3. And whereas, after careful examination of the findings of the Inquiry officer, Government, among others, have observed that Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal inspected the area in Sy.No.193 and 197 of Bommuvanipalem Village along with Tahsildar, M.R.I., V.R.O. for verification of the lands for de-casting of sands. He has verified the land with respect to FMB records and found that the land in both Sy.Nos is 9.26 Acs. He has submitted report on 27.05.2012 but without indicating any boundaries in the Sy.No.193 & 197. He has also stated that as per the oral instructions of the then Tahsildar, he has indicated only location of lands in Sy.No.193 & 197. He failed to verify the boundaries of the said Sy.Nos. precisely with respect to FMBs and the original survey stones, which ultimately resulted in de-casting of sand beyond patta lands. Hence, Government have disagreed with the findings of the Inquiry Authority and communicated a copy of the Inquiry report to Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal & others, in the reference 7th read above. Accordingly, in the reference 8th read above, the charged officer has submitted his explanation with a request to consider the report of the Inquiry officer, close the further action in this disciplinary case.

4. And whereas, after careful examination of the findings of the Inquiry officer and explanation of the Charged Officer, it is provisionally decided to impose a penalty of "withholding of two (2) annual grade increments with cumulative effect" on Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal under rule 9 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991. Accordingly, in the reference 9th read above, necessary proposals have been sent to the Secretary, Andhra Pradesh Public Service Commission with a request to obtain the concurrence of the Commission and furnish the same to Government for taking further action in the matter. In reply, in the reference 10th read above, the Secretary, Andhra Pradesh Public Service Commission has informed that Commission agreed with the provisional decision of the Government and advised accordingly.

6. Government, after careful examination of the matter, have decided and hereby impose a penalty of "withholding of two (2) annual grade increments with cumulative effect" against Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal, Guntur District, under rule 9 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, as the Charge is held proved against him.

7. The Commissioner of Survey, Settlement & Land records, A.P., Vijayawada shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To:
Sri Y.Hari Krishna, the then Mandal Surveyor, Kollipara Mandal, Guntur District through the Commissioner of Survey, Settlement & Land records, A.P., Vijayawada.
The Commissioner of Survey, Settlement & Land records, A.P., Vijayawada.
Copy to:
The Collector & District Magistrate, Guntur,

Contd.,3

The Asst Director, Survey, Settlement & Land records, Guntur
The Secretary, A.P.Public Service Commission, Vijayawada
The Secretary to Commissioner, A.P.Vigilance Commission, Velagapudi, Amaravati.
The Director of Treasuries & Accounts, A.P, Mangalagiri,
The Accountant General, A.P, Vijayawada
Sf/Sc

//FORWARDED:: BY ORDER//

SECTION OFFICER